

To: McGrath, Shaun[McGrath.Shaun@epa.gov]
From: Thomas, Deb
Sent: Mon 2/15/2016 9:37:46 PM
Subject: Re: Weekend Report from R8

Thanks for the cc: Shaun. See you tomorrow.

On Feb 15, 2016, at 10:52 AM, McGrath, Shaun <McGrath.Shaun@epa.gov> wrote:

Weekend Report from R8

Uinta and Ouray Indian Reservation Proposed FIP for Existing Oil and Natural Gas Well Production Facilities -- Ozone levels in the Uinta Basin have exceeded the ozone standard numerous times over the past few years and represent a serious public health concern. Wintertime ozone in the basin has caused the first exceedances in the nation of the new ozone NAAQS in 2016. Six different monitors in the basin have recorded a total of 27 exceedances to date in CY16. Preliminary data, (not yet QA'd or certified) at the Ouray monitor in the basin is currently showing an 8 hour average ozone above 100 ppb, and five additional monitors also have values exceeding the ozone NAAQS with 8 hour averages in the mid 70s to mid 80s.

Approximately 98 % of VOC and 60 % of NO_x emissions released in the Uinta Basin are from existing oil and natural gas production operations under the Clean Air Act. Furthermore, approximately 78 % of oil and natural gas sources are on Indian country lands within the U&O Indian Reservation which are largely unregulated, with no control obligations.

EPA Region 8 is proposing to promulgate a FIP specific to the U&O Reservation that will fill a regulatory gap with regard to controlling VOC emissions from existing sources within the U&O Reservation that are not covered by the proposed national FIP for Indian country. We continue to engage in consultation discussions with the Tribe related to this rule. The draft FRN has circulated within EPA Region 8, OAQPS and OGC at the staff level since mid-November. We are currently finishing responses to comments from this internal review. The proposed U&O FIP was listed as Tier 3 in the ADP Tracker and we submitted a justification for non-significance for OMB's consideration. OMB has determined that the rule is significant and they will review it. Although there is no court ordered or other deadline associated with this rule, given the serious air quality concerns in the basin, the region desires to move this rule quickly in order to achieve VOC reductions in the basin, while mindful that it needs to follow closely with the national oil and gas rulemaking schedule. Our coordination and consultation efforts with the Tribal Council

were slowed over the past month, but appear to be back on track.

Lead and Copper Rule -- Resource shifts have been made to ensure R8 meets the direction from OGWDW to have in-depth discussions with States and to prepare a specific plan and schedule for increased oversight for the Lead and Copper Rule (LCR) by the end of February. Denver is our highest priority and we have reached out to Colorado to obtain detailed information to verify LCR implementation for Denver and to verify that historical corrosion control treatment and optimization studies are appropriate for Denver's water quality.

Pavillion, WY -- As Deb reported in last week's weekend report, the Pavillion Working Group Public Meeting will be held this week on 2/17/16. The purpose of the meeting is to provide an opportunity for the public to ask questions and comment on the draft Pavillion report released by the State. After consulting with Stan last week, we decided to send two regional representatives to the meeting in order to observe. I talked to WY DEQ Director Todd Parfitt about this limited role for the EPA representatives at the meeting, and he concurs and was pleased we will attend.

Montana and CPP -- I met last week with Tim Baker, who is the point person in Gov. Bullock's office on CPP. We had planned to discuss Regional Haze and CPP, however, as the meeting happened the day after the Supreme Court stay, we focused instead on Regional Haze. Regarding CPP, Tim said he had not yet received direction from the Governor, but that he thought it would be very difficult for MT to continue work on the CPP in light of the stay.

Sent from my iPad